PD-0936-20
COURT OF CRIMINAL APPEALS
AUSTIN, TEXAS
Transmitted 1/5/2021 2:42 PM
Accepted 1/6/2021 9:49 AM
DEANA WILLIAMSON

No. PD -0936-20

IN THE COURT OF CIRMINAL APPEALS AT AUSTIN, TEXAS FILED COURT OF CRIMINAL APPEALS JEREL CHINEDU IGBOJI 1/7/2021 DEANA WILLIAMSON, CLERK

V.

STATE OF TEXAS

ON REVIEW FROM FORT BEND COUNTY, TEXAS

AND THE FOURTEENTH COURT OF APPEALS IN HOUSTON, TEXAS CAUSE 14-17-0838-CR

UNOPPOSED REQUEST FOR EXTENSION TO FILE APPELLEE'S BRIEF

- 1. The Petitioner has just filed their brief. Undersigned counsel has spoken directly with counsel Messinger via phone. The State Prosecuting Attorney's office is unopposed to this extension.
- 2. The Respondent/Appellee's counsel has been appointed recently and just filed Notice of Appearance. There is an extensive record below and a split decision in the Court of Appeals.
- 3. The undersigned counsel has just filed a brief in the 13th Court of Appeals in *Arrimbide v. State*, is expecting to file an amicus brief in a juvenile matter in the next week, along with at least three habeas writs, and has also just filed the brief for Appellant in *Guillory v. State*. Undersigned counsel also has two federal trials spending in February in serious felony cases.
- 4. This extension is requested for 45 days, in order that counsel may fully review, brief, and understand the issues involved in this important case. It is offered not for delay but only for justice, The extension is requested until March 15, 2021.

| Respectfully submitted, | | | | |
|-------------------------|-------------------|--|--|--|
| _/s/ | Patrick F. McCann | | | |

TBA 00792680 700 Louisiana, Ste 3950 Houston, Texas 77002 713-223-3805 writlawyer@outlook.com

CERTIFICATE OF SERVICE

| I hereby affirm that this notice was sent to the State's Prosecuting | ng Attorney, and |
|--|------------------------|
| Assistant State's Prosecuting Attorney and acting counsel John I | Messinger, on this day |
| of filing via electronic means. | |
| Counsel,/s/Patrick F. McCann | |

Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Patrick McCann on behalf of Patrick McCann Bar No. 00792680 writlawyer@justice.com Envelope ID: 49414169 Status as of 1/6/2021 9:50 AM CST

Case Contacts

| Name | BarNumber | Email | TimestampSubmitted | Status |
|-------------------|-----------|----------------------------|---------------------|--------|
| Cary M.Faden | | caryfaden@aol.com | 1/5/2021 2:42:34 PM | SENT |
| Brian M.Middleton | | brian@middletonlawfirm.com | 1/5/2021 2:42:34 PM | SENT |